

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Lily YANG, et al. Examiner: Lynn Anne Bristol

Serial No.: 10/542,117 Group Art Unit: 1643

Filed: November 30, 2005 Docket No.: 14507-50900

Title: Methods of Detecting Gene Expression in Normal and Cancerous Cells

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**AMENDMENT**

Mail Stop: Fee Amendment  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

November 7, 2007

**CUSTOMER NO. 24728**

Dear Sir:

This paper is being submitted in response to the Lack of Unity: Restriction and Election of Species Requirement contained in the Office Communication mailed May 8, 2007. Regarding the Lack of Unity: Restriction Requirement, without acquiescing to the statements made therein, Applicants hereby elect without traverse the Group I invention; specifically claims 1-17, drawn to a method, for prosecution in the instant application. Additionally, regarding the Election of Species Requirement for tumor marker species, Applicants hereby elect without traverse to prosecute species A, survivin. Further, regarding the Election of Species Requirement for oligonucleotide species, Applicants elect without traverse to prosecute Specie B, Seq. ID No. 2.

**Listing of Claims** begin on page **2** of this Amendment.

**Remarks/Arguments** begin on page **10** of this Amendment.